

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

TRAVELERS CASUALTY AND SURETY
COMPANY as administrator for RELIANCE
INSURANCE COMPANY,

Plaintiff,

vs.

DORMITORY AUTHORITY – STATE OF
NEW YORK, TDX CONSTRUCTION CORP.
AND KOHN PEDERSEN FOX ASSOCIATES,
P.C.

Defendants.

CASE NO. 07-CV-6915 (DLC)
ECF CASE

CIVIL ACTION

DORMITORY AUTHORITY OF THE STATE
OF NEW YORK AND TDX
CONSTRUCTION CORP.,

Third-Party Plaintiffs,

vs.

TRATAROS CONSTRUCTION, INC.,

Third-Party Defendant.

DECLARATION OF DERRICK HARRIS IN
SUPPORT OF HARLEYSVILLE'S MOTION
FOR SUMMARY JUDGMENT

TRATAROS CONSTRUCTION, INC. and
TRAVELERS CASUALTY AND SURETY
COMPANY,

Fourth-Party Plaintiffs,

vs.

CAROLINA CASUALTY INSURANCE
COMPANY; BARTEC INDUSTRIES, INC.;
DAYTON SUPERIOR SPECIALTY
CHEMICAL CORP. a/k/a DAYTON
SUPERIOR CORPORATION; SPECIALTY
CONSTRUCTION BRANDS, INC. t/a TEC;
KEMPER CASUALTY INSURANCE
COMPANY d/b/a KEMPER INSURANCE
COMPANY; GREAT AMERICAN

INSURANCE COMPANY; NATIONAL
UNION FIRE INSURANCE COMPANY;
NATIONAL UNION FIRE INSURANCE
COMPANY OF PITTSBURGH, PA.; UNITED
STATES FIRE INSURANCE COMPANY
(U.S.) INC. f/k/a COMMERCIAL
UNDERWRITERS INSURANCE COMPANY;
ZURICH AMERICAN INSURANCE
COMPANY d/b/a ZURICH INSURANCE
COMPANY; OHIO CASUALTY INSURANCE
COMPANY d/b/a OHIO CASUALTY GROUP;
HARLEYSVILLE MUTUAL INSURANCE
COMPANY (a/k/a HARLEYSVILLE
INSURANCE COMPANY); JOHN DOES 1-20
AND XYZ CORPS. 1-20,

Fourth-Party Defendants.

I, Derrick Harris, of full age, declare under penalty of perjury that the foregoing is true and correct:

1. I am currently employed by the Harleysville Insurance Companies as a Construction Defect Litigation Specialist.

2. I have reviewed Harleysville's entire file relating to claims arising from the Baruch College Project under Contractor's Business Owners Policy Number CB-8E8397.

3. Harleysville did not receive notice from Trataros Construction, Inc. that it was seeking coverage under a Harleysville policy for claims arising from the Baruch College Project until service of the Amended Fourth Party Complaint against Harleysville in March 2005.

Dated: 8/8/08

By: 
Derrick Harris

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